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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

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IN THE MATTER OF THE SUSPENSION :  
OR REVOCATION OF THE LICENSE TO :  
PRACTICE DENTISTRY IN THE STATE :  
OF NEW JERSEY OF :

Administrative Action

DR. JOHN McGEOWN :

FINAL DECISION AND ORDER

LICENSED TO PRACTICE DENTISTRY :  
IN THE STATE OF NEW JERSEY :  
:

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This matter was opened to the New Jersey State Board of Dentistry upon the filing of an Order To Show Cause Why License Should Not Be Suspended or Revoked For Failure to Comply With a Final Board Order by Deborah T. Poritz, Attorney General of New Jersey, by Kathy Rohr, Deputy Attorney General. In support of the motion was attached the Certification of Agnes M. Clarke and appended thereto was the Final Order entered by the Board on July 26, 1995 in which the Board determined that respondent failed to complete twenty (20) continuing education credits as required for biennial license renewal for the period 1993 to 1995, in violation of N.J.S.A. 45:6-10.1 and N.J.A.C. 13:30-8.18 and in which respondent was assessed a civil penalty of \$500. These pleadings alleged that Dr. McGeown failed to comply with the terms of the Final Order entered on June 25, 1995.

On or about August 25, 1995 Dr. McGeown filed a written response to the Order to Show Cause. Dr. McGeown explained that in September 1993 he became ill and eventually was diagnosed with subacute bacterial endocarditis. Dr. McGeown further explained that because of the illness, he was hospitalized and had surgery and required further

hospitalization. He indicated that during the course of this illness he has not practiced dentistry. Attached to his written response was a letter to his patients announcing his retirement from the practice of orthodontics.

A hearing was held before the Board on September 6, 1995. Deputy Attorney General Kathy Rohr appeared on behalf of the complainant, and respondent failed to appear.

#### DISCUSSION

The following documentary items are part of the record in this matter:

- S-1 Order To Show Cause Why License Should Not Be Suspended or Revoked For Failure To Comply With A Final Board Order, entered by the Board on August 10, 1995, Certification of Agnes M. Clarke, dated August 10, 1995, Final Order entered by the Board on June 26, 1995.

DAG Rohr advised the Board that Dr. McGeown had responded to the Order To Show Cause by advising the Board of his illness and inability to engage in the practice of dentistry since September 1993 as well as his intent to be retired from the practice of orthodontics. DAG Rohr recommended that the Board should consider whether Dr. McGeown is eligible for retired status and in the event that he meets the requirements for retired status, his license should be transferred from active status to retired status.

On consideration of the record herein, the Board finds that Dr. McGeown violated N.J.A.C. 13:30-8.18 since he has not completed the continuing education during the required period. The Board further concludes that Dr. McGeown has not paid the civil penalty of \$500 imposed by the Board in the Final Order entered on June 26, 1995. The

Board further concludes that Dr. McGeown has practiced dentistry in this state for more than twenty-five (25) years and is eligible for retired status. Therefore, in accordance with the Board's findings herein, and for other good cause shown,

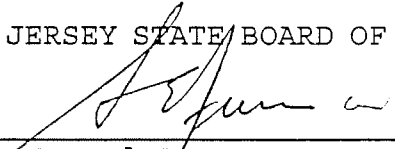
IT IS ON THIS 20<sup>th</sup> DAY OF SEPTEMBER, 1995,

**ORDERED THAT:**

1. Dr. McGeown is hereby assessed a civil penalty in the amount of Five Hundred (\$500) Dollars to be paid within thirty (30) days of the date of service of this Order. However, such civil penalty shall be rescinded by the Board provided that Dr. McGeown shall immediately return his active registration certificate to the Board of Dentistry and the Board shall issue a certificate of registration as a retired dentist to Dr. McGeown. Upon becoming retired, Dr. McGeown shall not practice dentistry.

NEW JERSEY STATE BOARD OF DENTISTRY

By: \_\_\_\_\_

  
Samuel Furman, D.D.S.  
President